



Docket No.: 290147US8

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313



RE: Application Serial No.: 09/888,316  
Applicants: Thomas R. VOLPERT  
2ND RCE Filed: May 2, 2006  
For: SYSTEM AND METHOD FOR DATA ENCRYPTION  
Group Art Unit: 2131  
Examiner: HENNING, MATHEW T.

SIR:

Attached hereto for filing are the following papers:

**NOTICE OF APPEAL  
APPEAL BRIEF with APPENDICES I-III**

Our credit card payment form in the amount of **\$500.00** is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
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Bradley D. Lytle

Registration No. 40,073

Scott A. McKeown

Registration No. 42,866

Docket No. 290147US8



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Thomas R. VOLPERT

GAU: 2131

SERIAL NO: 09/888,316

EXAMINER: HENNING, M. T.

2ND RCE FILED: May 2, 2006

FOR: SYSTEM AND METHOD FOR DATA ENCRYPTION

NOTICE OF APPEAL

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicant hereby appeals to the Board of Appeals from the decision dated July 20, 2006

The items checked below are appropriate:

- ☐ A Petition for Extension of Time Under 37 C.F.R. §1.136 was filed for \_\_\_\_\_ months.
- ☐ A timely response to the final rejection has been filed, as provided in 841 O.G. 1411.
- ☐ A Petition for Extension of Time for filing the Notice of Appeal is attached.
- ☒ An Appeal Brief is attached.

Fee: \$500.00 (\$250.00 (Notice of Appeal) + \$250.00 (Appeal Brief))

- ☒ Applicant claims small entity status. See 37 CFR 1.27.
- ☐ A check is Enclosed
- ☒ A credit card payment form is enclosed
- ☐ Charge to Deposit Account No. 15-0030 (an additional copy of this notice is enclosed herewith).
- ☒ Please charge any additional fees or credit any overpayment of fees required for filing the Notice of Appeal to Deposit Account No. 15-0030. A duplicate copy of this Notice is enclosed.
- ☒ If this notice is not considered timely filed by the U.S. Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. 15-0030. A duplicate copy of this Notice is enclosed.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,  
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